Declaratory
Improvement Res. No. 814-1950

for the opening of a right of way for alley purposes through Lot No. 2 and the north thirty and one-half ($30\frac{1}{2}$) feet of Lot No. 1, both in Lasselles Out Lot, a subdivision of the City of Fort Wayne, Indiana.

Resolution Adopted:

March 9, 1950

Confirmed:

April 6, 1950

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

APRIL 27, 1950

DECLARATORY RESOLUTION No. 814 19 50

For the ~~Vacation~~ - Opening - ~~Condemnation~~ of right of way for ~~utility~~ alley purposes through Lot No. 2 and the north thirty and one-half (30½) feet of Lot No. 1, both in Lasselles Out Lot, a subdivision of the City of Fort Wayne, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn as a right of way for alley purposes the fifteen (15) feet ~~east~~ of the west one hundred fifty-eight (158) feet of the north thirty (30) feet and six (6) inches of Lot No. 1 and the fifteen (15) feet east of the west one hundred fifty-eight (158) feet of Lot No. 2, both in Lasselles Out Lot, a subdivision of the City of Fort Wayne, Indiana.

All as shown by a plan of such proposed Opening - ~~Vacation~~ - ~~Condemnation~~ of right of way for ~~utility~~ alley purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said ~~Vacation~~ - Opening - ~~Condemnation~~ of right of way for ~~utility~~ alley purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation~~ - Opening - ~~Condemnation~~ of right of way for ~~utility~~ alley purposes is described as follows:

All lots and lands of Lot No. 2 and the north thirty (30) feet and six (6) inches of Lot No. 1, both in Lasselles Out Lot, a subdivision of the City of Fort Wayne, Indiana

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplemental thereof.

The vacation of the above described Street and alleys shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described is situated in the Northwest Quarter (NW¼) of Section Thirteen (13), Township Thirty (30) North, Range Twelve (12) East and lies wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 9th DAY OF March 19 50

Attest: Joseph L. Schwartz
Secretary Board of Public Works.

Walter Retter
Frank A. Deuck
Chauncey L. Griffith
Board of Public Works.

PETITION

Fort Wayne, Indiana, February 18, 1950

To the Board of Public Works,
of the City of Fort Wayne.

Gentlemen:-

The undersigned, being the owner of the following described real estate in the City of Fort Wayne, Allen County, Indiana, to-wit:

> That part of Out Lot 2 in Lasselle's Subdivision of the E. ½ of the W. ½ of the Northwest ¼ of Section 13, Township 30 N. Range 12 E. lying E. of the E. line of Warsaw St. and West of the W. line of Monroe St., as now established,

hereby respectfully petitions for the passage of a resolution providing for the opening of an alley, the location of which alley, running north and south between Warsaw Street and Monroe Street and north of Wiebke Street, being described as follows:

> Beginning at a point on the north line of Lasselle's Out Lot number 2 a distance of 158½ feet east of the west line of said Lasselle's Out Lot number 2; thence east, on said north line, a distance of 15 feet; thence south, on a line parallel to the west line of said Lasselle's Out Lot number 2, a distance of 239.06 feet, to a point on the north line of Wiebke Street; thence west, on the north line of Wiebke Street, a distance of 15 feet; thence north, parallel to the west line of said Lasselle's Out Lot number 2, a distance of 239.06 feet to the place of beginning.

RALPH L. SHIRMEYER, INC.

By Ralph L. Shirmeyer
President.

DECLARATORY RESOLUTION TO OPEN ALLEY

DECLARATORY RESOLUTION NO._____

February_____1950.

RESOLVED by the Board of Public Works of the City of Fort Wayne in the State of Indiana that it is desired and deemed necessary to open a ~~twelve~~ fifteen-foot alley north of Wiebke Street and running north and south between, and parallel to, Warsaw Street and Monroe Street, which alley proposed to be opened is more specifically described as follows:

> Beginning at a point on the north line of Lasselle's Out Lot number 2 a distance of ~~150.2~~ 138.1 feet east of the west line of said Lasselle's Out Lot number 2; thence east, on said north line, a distance of 15 feet; thence south, on a line parallel to the west line of said Lasselle's Out Lot number 2, a distance of 239.06 feet, to a point on the north line of Wiebke Street; thence west, on the north line of Wiebke Street, a distance of 15 feet; thence north, parallel to the west line of said Lasselle's Out Lot number 2, a distance of 239.06 feet to the place of beginning,

all as shown by a plat of such proposed opening now on file in the office of the Department of Public Works of the City of Fort Wayne, Indiana.

The property which may be injuriously or beneficially affected in said City of Fort Wayne, Indiana, by said proposed opening is known and described as the alley, herein proposed to be opened, and

> That part of Out Lot 2 in Lasselle's Subdivision of the E. ½ of the W. ½ of the Northwest ¼ of Section 13, Township 30 N. Range 12 E. lying E. of the E. line of Warsaw Street, and West of the W. line of Monroe St., as now established;

also the following described real estate:

> That part of Out Lot 1 in Lasselle's Subdivision of the E. ½ of the W. ½ of the Northwest ¼ of Section 13, Township 30 N. Range 12 E. lying E. of the E. line of Warsaw Street, and West of the W. line of Monroe St., as now established, and located at the northeast corner of the intersection of Warsaw and Wiebke Streets, as now constituted and platted, and having a frontage of 30.5 feet on Warsaw Street and a depth of 182 feet on Wiebke Street.

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PETITION FOR ALLEY OPENING:

opening of an alley, the location of which alley, running north and south between Warsaw St. and Monroe St. and north of Wiebke St. is described as follows: beginning at a point on the north line of Lasselle's Out Lot No. 2 a distance of 158 feet east of the west line of said Lasselle's Out Lot No. 2; thence east, on said north line, a distance of 15 feet; thence south, on a line parallel to the west line of said Lasselle's Out Lot No. 2, a distance of 239.06 feet, to a point on the north line of Wiebke St.; thence west, on the north line of Wiebke St., a distance of 15 feet; thence north, parallel to the west line of said Lasselle's Out Lot No. 2, a distance of 239.06 feet to the place of beginning.

Plans ordered: February 21, 1950

City Of Fort Wayne
Indiana

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE, INDIANA

February 21, 1950

Mr. C. Ross Lindemuth
City Engineer
City Hall

Dear Sir:

You are hereby instructed to prepare plans, specifications, estimate and resolution for the opening of an alley, the location of which alley, running north and south between Warsaw Street and Monroe Street and north of Wiebke Street is described as follows: beginning at a point on the north line of Lasselle's Out Lot Number 2 a distance of 158 feet east of the west line of said Lasselle's Out Lot Number 2; thence east, on said north line, a distance of 15 feet; thence south, on a line parallel to the west line of said Lasselle's Out Lot Number 2, a distance of 239.06 feet, to a point on the north line of Wiebke Street; thence west, on the north line of Wiebke Street, a distance of 15 feet; thence north, parallel to the west line of said Lasselle's Out Lot Number 2, a distance of 239.06 feet to the place of beginning.

ATTEST: J M Schwartz
Secretary

BOARD OF PUBLIC WORKS